IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA **EASTERN DIVISION**

CLARENCE BUCHANNON, #123 891

Petitioner,

3:06-CV-117-MHT v.

STATE OF ALABAMA.

Respondent.

ORDER

For good cause, it is

ORDERED that the Recommendation of the Magistrate Judge entered on March 13, 2006 (Doc. No. 4) be and is hereby VACATED.

DONE, this 10th day of April, 2006.

/s/ Susan Russ Walker

SUSAN RUSS WALKER UNITED STATES MAGISTRATE JUDGE